



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Julie A. Kirihara, et al.

Serial No.: 09/602,840

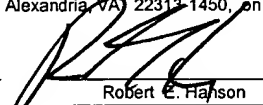
Filed: June 23, 2000

For: METHOD FOR ALTERING THE  
NUTRITIONAL CONTENT OF PLANT  
SEED

Group Art Unit: 1638

Examiner: Stuart F. Baum

Atty. Dkt. No.: DEKM:180USD1

| CERTIFICATE OF MAILING<br>37 C.F.R. 1.8   |  |
|---|--|
| I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below: |  |
| March 22, 2004  |  |
| Date  | Robert E. Hanson   |

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**Mail Stop AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed December 22, 2003, rejecting claims 72, 73, 78, 79, 84, 86, 88-91 and 95-110. Appeal is proper as claims 72, 73, 78, 79, 84, 86, 88-91 and 95-110 have been twice-rejected.

It is believed that no fee is due as a previous Notice of Appeal fee was paid on December 23, 2002, as evidenced by copy of the check attached as Appendix A. However, should any fees

under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/DEKM:180USD1.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Robert E. Hanson  
Reg. No. 42,628  
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 536-3085

Date: March 22, 2004

CHECK NO: 15523

VENDOR: 161875 Assistant Commissioner for Patents

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⑈ 15523 ⑈ ⑈ 114000093⑈ 591105485⑈

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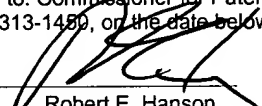
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March 22, 2004

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| Date  | Robert E. Hanson  |

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P.O. Box 1450  
Alexandria, VA 22313-1450

Re: *SN 09/602,840 entitled "METHOD FOR ALTERING THE NUTRITIONAL CONTENT OF PLANT SEED" – by Julie A. Kiriara, et al.*  
*Our Ref. DEM:180USD1; Client Ref. 51209 US 23*


Commissioner:

Please find enclosed:

1. A Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences, with Appendix A; and
2. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

It is believed no fees are due. However, should any additional fees be required under 37 C.F.R. §§ 1.16 to 1.21 for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/DEKM:180USD1.

Respectfully submitted,

  
Robert E. Hanson  
Reg. No. 42,628

REH/vv  
Enclosures: As stated  
25397773.1 / 10201589